

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

ANTHONY LAMAR ALLEN,  
Petitioner,  
  
vs.  
STEVE SINCLAIR,  
Respondent.

NO. CV-11-237-JLQ

ORDER GRANTING MOTION TO  
WITHDRAW; DISMISSING FIRST  
AMENDED PETITION WITHOUT  
PREJUDICE; AND TO CLOSE FILE

BEFORE THE COURT is Petitioner's Motion to Withdraw First Amended  
Petition, ECF No. 19, which he noted for hearing without oral argument on December 9,  
2011. Petitioner is proceeding *pro se*; Respondent has not been served.

The Motion was heard without oral argument on the date signed below. For good  
cause shown, **IT IS ORDERED** Petitioner's Motion, ECF No. 19, is **GRANTED**, and  
the First Amended Petition shall be **DISMISSED without prejudice**.

**IT IS SO ORDERED.** The District Court Executive is directed to enter this  
Order, enter judgment of dismissal of the First Amended Petition without prejudice,  
forward a copy to Petitioner, and close the file. The Court further certifies there is no  
basis upon which to issue a certificate of appealability. 28 U.S.C. § 2253(c); Fed. R.App.  
P. 22(b).

**DATED** this 2nd day of November 2011.

s/ Justin L. Quackenbush  
JUSTIN L. QUACKENBUSH  
SENIOR UNITED STATES DISTRICT JUDGE

ORDER GRANTING MOTION TO WITHDRAW AND DISMISSING FIRST  
AMENDED PETITION WITHOUT PREJUDICE -- 1